

TEMPORARY
TEMPORARYSerial No. **77935T****APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF
USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED****THIS SPACE FOR OFFICE USE ONLY**Date of filing in State Engineer's Office..... **JAN 26 2009**

Returned to applicant for correction.....

Corrected application filed..... Map filed..... **NOV 20 2005** under **72099T**The applicant Round Mountain Gold Corp, Homestake Nevada Corp, BaRGold Corp dba Smoky Valley Common OperationP.O. Box 480

of

Round Mountain

Street and No. Or P.O. Box No.

City or Town

Nevada 89045

State and Zip Code No.

, hereby make s application for permission to change thepoint of diversion, place and manner of use of a portionof water heretofore appropriated under Permit # 59218

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree

and identify right in Decree.

1. The source of water is underground (DW-52)

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 1.11 cfs

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining activities (including reclamation), milling, and dewatering

Irrigation, power, mining, commercial, etc. If for stock state number and kind of animals. Must limit to one major use.

4. The water heretofore used for mining, milling, domestic and dewatering

If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the NW 1/4 of the SE 1/4 of Section 24, T.10N, R. 43E,

Describe as being within a 40-acre subdivision of public survey and by course and

M.D.M., at a point from which the W 1/4 corner of Section 24, T.10N, R. 43E. bears N 67 degrees, 49 minutes,

distance to a section corner. If on unsurveyed land, it should be stated.

52 seconds W for a distance of 3269.39 feet.6. The existing point of diversion is located within the SW1/4 of the SW1/4 of Section 19, T.10N., R.44E, M.D.M.,at a point from which the SE corner of Section 30 T10N, R44E bears S 34 degrees 46 minutes 16 seconds E for a

If point of diversion is not changed, do not answer.

distance of 7138.5 feet

137B-NY

7. Proposed place of use See Attachment 1

Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use within sections 17, 18, 19, 20, 29 & 30 of T10N, R44E, MDM (portions

Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner

unsurveyed), and in Sections 13, 23, 24, 25, & 26 of T10N, R43E, MDM

of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 01 to December 31 of each year.
Month and Day Month and Day10. Use permitted from January 01 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans

and specifications of your diversion or storage works Existing well.

State manner in which water is to be diverted, i.e. diversion structure, ditches,

pipes and flumes or drilled well, pump and motor, etc

12. Estimated cost of works Completed well.13. Estimated time required to construct works Cased well with electric motor and submersible pump.

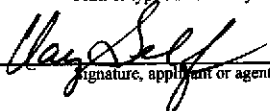
If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use Temporary Right

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This well will serve to dewater the mining pit and to ensure highwall stability. The water developed willbe co-mingled with other water rights held by the applicant and will be primarily utilized in the miningand milling processes, including associated reclamation activities.By Clay Self

Print or type name clearly



Signature, applicant or agent

P.O. Box 480

Street and No., or P.O. Box No.

Round Mountain, NV 89045

City, State, Zip Code No.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

\$100 FILING FEE MUST ACCOMPANY APPLICATION

STATE ENGINEER
2009 JAN 26 PM 12:54
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Attachment 1**7. Proposed Place of Use:**

T9N, R43E; All of sections 1, 2; portions of sections 3, 10, 11, 12, 14, 15

T9N, R44E; Portion of section 6

T10N, R43E; Portions of section 11, 12; all of sections 13; portions 14, 23, all of sections 24, 25; portions of section 26, 34, 35; all of section 36

T10N, R44E; Portions of sections 4, 5, 6, 7, 8, 17; all of section 18; portions of sections 19, 20, 29; all of section 30; portion of section 31

T11N, R43E; Portions of sections 25, 36

T11N, R44E; Portions of sections 19, 20, 28, 29; all of section 30, portion of section 31, all of section 32, portions of section 33